



UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

FILED

MAY 13 2008

MOLLY DWYER, CLERK OF COURT  
U.S. COURT OF APPEALS

ERIC WILTON BURTON,

Petitioner - Appellant,

V.

DIRECTOR, California Department of  
Corrections and Rehabilitation,

Respondent - Appellee.

No. 08-55788

D.C. No. 3:08-cv-00325-LAB-POR

**TIME SCHEDULE  
ORDER**

The parties shall meet the following time schedule:

**Mon., June 23, 2008**

Appellant/petitioner's opening brief and excerpts of  
record shall be served and filed pursuant to FRAP 32  
and 9<sup>th</sup> Cir. R. 32-1;

**Failure of the appellant to comply with the Time Schedule Order will result in  
automatic dismissal of the appeal. 9<sup>th</sup> Cir. R. 42-1**

**Appellants/Petitioners without representation of counsel in a prisoner appeal  
may have their case submitted on the briefs and record without oral  
argument, pursuant to FRAP 34(a). Within 10 days of the filing of the  
appellant's opening brief, parties may file a statement setting forth the  
reasons why, in the opinion of the parties, oral argument should be heard.**

FOR THE COURT:

Molly C. Dwyer  
Clerk of Court

Deputy Clerk